

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
1:12 CR 20-4**

UNITED STATES OF AMERICA, )  
                                )  
Vs.                             )                           **ORDER**  
                                )  
THOMAS E. DURHAM, JR.     )  
                                )  
                                )  
\_\_\_\_\_ )

**THIS MATTER** has come before the undersigned pursuant to a Motion to Adopt Co-Defendant Motion (#163) filed by counsel for Defendant. In the motion, Defendant Durham requests that he be allowed to adopt the motion filed by the co-defendant Avery Ted Cashion, III entitled “Motion to Compel Compliance with ESI Protocols” (#153). It appears that good cause has been shown for the granting of the motion and it further appears that the government does not object to the motion.

**ORDER**

**IT IS, THEREFORE, ORDERED** that the Motion to Adopt Co-Defendant’s Motion (#163) is hereby **ALLOWED** and the defendant Thomas E. Durham, Jr. is allowed to adopt the motion filed by Defendant Cashion entitled “Motion to Compel Compliance with ESI Protocols” (#153).

Signed: March 22, 2013

Dennis L. Howell

Dennis L. Howell  
United States Magistrate Judge

